

RECEIVED

IN THE CIRCUIT COURT OF
MONTGOMERY COUNTY, ALABAMA

MAR 22 2006

ISAAC HENDRIX, SR., as Personal
Representative of the Estate of Essie Mae
Hendrix, deceased,

Plaintiff,

v.

MERCK & CO., INC.; LEON CASALS,
M.D.; and A-R,

Defendants.


CLERK
U.S. DISTRICT COURT
MIDDLE DIST. OF ALA.

CIVIL ACTION NUMBER: CV-06-390

NOTICE OF FILING NOTICE OF REMOVAL

Pursuant to 28 U.S.C. § 1446(d), Defendant Merck & Co. ("Defendant"), Inc. hereby gives notice to the Circuit Court of Montgomery County, Alabama, and to counsel for the Plaintiff, this Plaintiff being the only adverse party, that Defendant has today filed a Notice of Removal with the United States District Court for the Middle District of Alabama, Northern Division, and that this case has been removed to that Court. Attached is a copy of the Notice of Removal.

Dated this 22nd day of March 2006.


Philip H. Butler (BUTL1716)
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Attorneys for Defendant Merck & Co., Inc.



CERTIFICATE OF SERVICE

I hereby certify that I have this date served the above and foregoing on:

Tom Dutton
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Birmingham, Alabama 35203

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by placing copies of same in the United States Mail, first-class postage prepaid and addressed to his regular mailing address, on this 22 day of March, 2006.

Respectfully submitted,



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Attorneys for Defendant Merck & Co., Inc.